(B)

In the High Court of Judicature at BILASPUR(Chhatishgarh)

W.P.S. NO. 4978 of 04.

Petitioner:- S.S. Ampuri, Aged about Years,
S/O Shri B.N. Ampuri, Working as
Junior Telecom Officer,
O/O Sub Divisional Officer, Telecom,
Civil Lines, Raipur(Chhatishgarh State.)

P.R. No. A211
Presented by Shri
dated

Versus

Respondents:- 1. The Bharat Sanchar Nigam Limited,
(A Govt. of India Enterprise)
Through its Chairman & Managing Director,
NEW DELHI.

2. The Chief General Manager(Telecom),
Chhatisgarh Telecom Circle,
Raipur-492001.

3.

Petition U/A 226/227 of the Constitution of India
for issuance of Writ of Mandamus/Certiorari/
Quo Warranto in the nature of Writ/Order
or Directions to Respondents.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 4978/05 **सन् 200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

7.4.2005

Shri Ratan Pusty, counsel for the petitioner.

Shri V.V.S.Murthy, Standing Counsel for the respondents.

Heard.

The petitioner's case is that a regular enquiry was conducted against him and in that enquiry vide order dated 15.1.2001 (Annexure P-3) a penalty of withholding of one annual increment was imposed. Against this order of General Manager, the petitioner has preferred an appeal, which is pending before respondent No.2- Chief General Manager since 13.3.2001 and even after elapse of four years that appeal is not being decided by respondent No.2.

Counsel for the petitioner submits that now the respondents have decided to hold DPC for promotion and in case the petitioner's appeal is not decided before the DPC meets then the petitioner will suffer irreparable loss.

In view of the above fact, the limited prayer of petitioner is that respondent No.2 be directed to decide the appeal before the DPC meeting is held, to this position learned counsel for the respondents has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case in the opinion of the court it is just and proper that the appeal of the petitioner pending before respondent No.2 is decided before the DPC meets, as the appeal is already pending since last more than 4 years and respondent No.2 has not been able to decide the appeal. It is therefore, directed that respondent shall decide the appeal of the petitioner within a period of three months or before the DPC meets for selection for higher posts, whichever is earlier.

With the direction aforesaid, the petition stands disposed of.

In view of this order, I.A. No.9856/04 stands disposed of.

Certified copy as per rules.

Sd/-
L.C.BHADOO
Judge